IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 14TH DECEMBER 2007 / 23RD AGRAHAYANA 1929

Crl.Rev.Pet.No. 4487 of 2007()

CRA.1256/2004 of VI ADDL.SESSIONS COURT, ERNAKULAM
CC.197/2000 of JUDL.MAGISTRATE OF FIRST CLASS, PERUMBAVOOR

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REVN. PETITIONER: PETITIONER/APPELLANT/ACCUSED

JOSHY, S/O.VARGHESE, MADAPPILLIL
HOUSE, PAZHAGANAD, KIZHAKKAMBALAM.

BY ADV. SRI.M.K.DILEEPAN

RESPONDENTS: RESPONDENTS/COMPLAINANT

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1. P.P.MATHAI, PURAMADAM HOUSE,
AMBUNAD, MALAYIDAMTHURUTH,
ERNAKULAM DIST.

2. STATE OF KERALA,
REPRESENTED BY PUBLIC PROSECUTOR.

BY ADV. SRI.BIJU P.THOMAS
PUBLIC PROSECUTOR SRI.K.S.SIVAKUMAR

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 14/12/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Crl.R.P. No.4487 of 2007

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Dated this the 14th day of December, 2007

ORDER

The accused in C.C.No.197 of 2000 on the file of the Judicial First Class Magistrate, Perumbavoor for an offence punishable under Section 138 of the Negotiable Instruments Act, 1881, challenges the conviction entered and the sentence passed against him concurrently by the courts below.

2. Pending this revision, the parties have settled the matter. Crl.M.A.No.13295 of 2007 has been filed under Section 147 of the Negotiable Instruments Act, 1881 seeking permission to record the composition entered into between the revision petitioner and the complainant. The said petition has been signed by both the revision petitioner as well as the complainant and their respective counsels. In the light of this development, the aforementioned composition is recorded and it will have the effect of an acquittal of the revision petitioner within the meaning of Sec. 320 (8) Cr.P.C.

This Crl. R.P. is disposed of as above.

V. RAMKUMAR,JUDGE

sj